

Nº 30933

# APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office DEC 15 1976

Returned to applicant for correction

Corrected application filed

Map filed DEC 20 1976 under 30842The applicant Jerry L. Machacek
P.O. Box 239, of Eureka,  
Street and No. or P.O. Box No. City or Town
Nevada 89316, hereby make Application for permission to appropriate the public  
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Preston Creek  
Name of stream, lake or other source.

2. The amount of water applied for is 5.4 second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet                      acre-feet

3. The water to be used for Irrigation  
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) 301.2 acres

(b) Stockwater (state number and kinds of animals to be watered)                     

(c) Other use (describe fully under "No. 12. Remarks")                     

(d) Power:

(1) Horsepower developed                     

(2) Point of return of water to stream                     

5. The water is to be diverted from its source at the following point: NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , Sec. 5, T. 20N,  
R. 54E MDM or at a point from which the NW corner of said Sec. 5  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,  
bears North 72° 32' West 4499.54 ft.  
it should be stated.

6. Place of use Lots 1, 2, & 5, Sec. 1, T. 20N., R. 53E M.D.M. and  
Describe by legal subdivision, if on unsurveyed land it should be so stated.  
SE $\frac{1}{4}$  of Sec. 36, T. 21N., R. 53E. M.D.M.

7. Use will begin about January 1 and end about December 31, of each year.  
Day and Month Day and Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Ditches

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works. \$3000.00 - \$5000.00
10. Estimated time required to construct works. 3 years
11. Estimated time required to complete the application to beneficial use. 5 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Applicant s/Jerry L. Machacek  
 Protested 2-7-77; by United Dressed Beef, Inc.  
 Overruled 5/11/77 Ruling # 2212 By Jerry L. Machacek  
P.O. Box 239  
Eureka, Nevada 89316

Compared dc/bs dc/ga

### APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit is issued subject to the terms and conditions of State Engineer's Ruling No. 2212 issued May 11, 1977.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.4 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before February 17, 1978

Proof of commencement of work shall be filed before March 17, 1978

Work must be prosecuted with reasonable diligence and be completed on or before February 17, 1979

Proof of completion of work shall be filed before March 17, 1979

Application of water to beneficial use shall be made on or before February 17, 1982

Proof of the application of water to beneficial use shall be filed on or before March 17, 1982

Map in support of proof of beneficial use shall be filed on or before March 17, 1982

Commencement of work filed MAR 13 1978  
 Completion of work filed APR 11 1979  
 Proof of beneficial use filed \_\_\_\_\_  
 Cultural map filed \_\_\_\_\_  
 Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_  
 Recorded \_\_\_\_\_ Bk. \_\_\_\_\_ Page \_\_\_\_\_

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD  
 State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 17th day of August

A.D. 1977

County Recorder

State Engineer

WITHDRAWN BY APPLICANT JUN 7 1984  
Peter J. Mayro STATE ENGINEER